

FOR PUBLICATION

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

In re:

G-I HOLDINGS, INC., et al. (f/k/a
GAF CORPORATION.)

Debtor.

O R D E R

Civil No. 02-3626
(WGB)

G-I HOLDINGS, INC., (f/k/a GAF
Corp.), BUILDING MATERIALS
CORPORATION OF AMERICA, BUILDING
MATERIALS INVESTMENT CORPORATION,
AND BUILDING MATERIALS MANUFACTURING
CORPORATION,

Plaintiff(s),

v.

RUDDLES A. BENNET, JR. et al.,

Defendant(s).

Bankr. Case Nos.
01-30135 (RG)
01-38790 (RG)
(Jointly Administered)

Adv. Pro. No.
01-3066(RG)

OFFICIAL COMMITTEE OF ASBESTOS
CLAIMANTS,

Counterclaimant,

v.

G-I HOLDINGS, INC., (f/k/a GAF
Corp.), BUILDING MATERIALS
CORPORATION OF AMERICA, BUILDING
MATERIALS INVESTMENT CORPORATION,
AND BUILDING MATERIALS MANUFACTURING
CORPORATION,

Counterdefendant(s).

This matter having come before the Court on the motion of
Plaintiffs G-I HOLDINGS, INC., (f/k/a GAF Corp.), BUILDING

MATERIALS CORPORATION OF AMERICA, BUILDING MATERIALS INVESTMENT CORPORATION, and BUILDING MATERIALS MANUFACTURING CORPORATION ("Plaintiffs") to strike the jury demand; and

The Court having considered the submissions of the parties; and

The Court having held oral argument on February 24, 2005; and

For the reasons set forth in the Court's Opinion issued this day; and

For good cause shown;

It is on this 5th day of August, 2005 ORDERED that Plaintiffs' motion to strike the jury demand is **denied**. Defendants are entitled to a jury trial on the issues of successor liability and alter ego/piercing the corporate veil.

/s/ William G. Bassler
WILLIAM G. BASSLER, U.S.S.D.J.